



**Little River Band of Ottawa Indians**  
2608 Government Center Drive  
Manistee, MI 49660  
(231) 723-8288

Moved to  
Open Session  
12/13/17

**Resolution #17-1213-431**

*Approving Reallocation of 2018 Approved Capital Funding  
And Master Oasis One Link Agreement between Little River Casino Resort and  
Aristocrat Technologies, Inc.*

WHEREAS, the status of the *Gaá Čhíng Ziibi Daáwaa Aníshinaábek* (Little River Band of Ottawa Indians) as a sovereign and Treaty-making power is confirmed in numerous treaties, from agreements with the initial colonial powers on this land, to various treaties with the United States; and

WHEREAS, the Little River Band of Ottawa Indians (Tribe) is descended from, and is the political successor to, the Grand River Ottawa Bands, signatories of the 1836 Treaty of Washington (7 Stat. 491) with the United States, as reaffirmed by federal law in P.L. 103-324, enacted in 1994; and

WHEREAS, the Tribe adopted a new Constitution, pursuant to a vote of the membership on May 27, 1998, which Constitution became effective upon its approval by the Assistant Secretary-Indian Affairs on July 10, 1998; and

WHEREAS, the Tribe adopted amendments to the Constitution on April 26, 2004, which became effective upon approval by the Assistant Secretary-Indian Affairs on May 13, 2004; and

WHEREAS, the Tribal Council is authorized under Article IV, Section 7(a) of the Constitution to provide for the public health, peace, morals, education and general welfare of the Little River Band and its members; and

WHEREAS, the Tribal Council is empowered by Article IV, Section 7(a) of the Constitution to establish laws through the enactment of ordinances and adoption of resolutions; and

WHEREAS, the Tribal Council is empowered by Article IV, Section 7(f) of the Constitution of the Tribe to create subordinate organizations and to delegate to such organizations the power to manage the enterprises of the Tribe; and

WHEREAS, the Tribal Council adopted the Gaming Enterprise(s) Oversight Act of 2010, Ordinance #10-800-03, by Tribal Council Resolution on January 11, 2017; and

WHEREAS, Article VI, Section 6.02 of the Gaming Enterprise(s) Oversight Act of 2010 requires that the General Manager shall prepare, or cause to be prepared, a separate Annual Budget; and

WHEREAS, the Little River Band of Ottawa Indians approved the FY 2018 Resort Capital Expenditure Budget via resolution #17-1108-382; and

WHEREAS, Article XVI, Section 16.04. of the Gaming Enterprise(s) Oversight Act of 2010 states contracts in excess of \$250,000.00 or contracts with any vendor that exceed \$250,000 within a rolling eighteen (18) month period shall require Tribal Council approval; and

WHEREAS, the General Manager has submitted a request for reallocation of 2018 capital funding in the amount of \$784,307.52 from funds approved for slot machines to purchase upgrades to the Resort's Oasis system sentinels to the Tribal Council of the Little River Band of Ottawa Indians; and

WHEREAS, the Tribal Council of the Little River Band of Ottawa Indians has been presented with a two year capital expenditure contract between Little River Casino Resort and Aristocrat Technologies, Inc. for Oasis system upgrades; and

WHEREAS, the contract between the Resort and Aristocrat Technologies, Inc. contains a limited waiver of sovereign immunity at paragraph 20 of the Master Oasis One Link Agreement, attached hereto and incorporated herein.

NOW THEREFORE IT IS RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians hereby approves the reallocation of 2018 capital funding in the amount of \$784,307.52 from funds approved for slot machines to purchase upgrades to the Resort's Oasis system sentinels.


IT IS FURTHER RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians hereby directs that \$784,307.50 for 2019 costs associated with the Oasis system upgrades be included in the 2019 Capital Budget.


IT IS FURTHER RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians hereby authorizes a waiver of sovereign immunity limited to actions arising out of and in accordance with the Master Oasis One Link Agreement.

IT IS FINALLY RESOLVED that the Tribal Council of the Little River Band of Ottawa Indians hereby approves the contract between Little River Casino Resort and Aristocrat Technologies, Inc. and authorizes execution by the General Manager.

**CERTIFICATE OF ADOPTION**

I do hereby certify that the foregoing resolution was duly presented and adopted by the Little River Band of Ottawa Indians Tribal Council with 8 FOR, 0 AGAINST, 0 ABSTAINING, and 1 ABSENT, at a Closed Session Meeting held on December 13, 2017 at the Little River Band's Government Center in Manistee, Michigan, with a quorum being present for such vote.

  
Sandy Lewis, Council Recorder

  
Joseph Riley II, Council Speaker

Attest:

Distribution: Tribal Council  
Tribal Ogema  
Oversight Task Force Records  
LR CR General Manager